GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – PR & RD Department – Certain allegation in processing the file for sanction of leave to Smt. Kusma Kumari, the then EO (PR &RD), prepared pay bill, without obtaining Medical Certificate and fitness Certificates – Disciplinary proceedings initiated against Sri A.Daniel, the then Senior Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District (now retired) – Inquiry conducted - Charge partly held proved – Imposition of penalty of withholding of 2% pension for a period of one year – Orders- Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.RT.No. 661 **Dated: 27-11-2024**

Read the following:-

1. From G.A (V&E) Dept., Vigilance Report No.45 (C.No.4276/V&E/D2/ 82012) Dt:28.05.2015
2. G.O.Rt.No.745 PR & RD (VIG.IV) Department dt:01.08.2015
3. Written Statement of Defense of Sri A.Daniel, the then Senior Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District (now retired)
4. G.O.Rt.No.24 PR & RD (VIG.IV) Department dt:05.01.2017
5. From the Commissioner, PR & RD Lr.No.567/CPR&RE/E2.VIG/2010, Dt:07.03.2018 (Enquiry Report)
6. Government Memo.No.8698/VIG.IV/A1/2015-16 Dt:01.11.2018
7. Government Memo.No.8698/VIG.IV/A1/2015 dt:23.02.2022 & 27.07.2022
8. From the Commissioner, PR & RD Letter No.423195/CPR&RD/VIG/ 2022, Dt:21.07.2023.
9. Government Memo.No.PRR01/614744/PR&RD/2015 dt:05.02.2024
10. From the Commissioner, PR & RD Letter No.423195/ CPR&RD/ VIG.II/2015, Dt.30.05.2024

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ORDER:-

In the reference 2nd read above, the Govt. have initiated Disciplinary action by framing the following Article of Charge against Sri A.Daniel, the then Senior Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District for the allegation in processing the file for sanction of leave to Smt. Kusma Kumari, the then EO (PR &RD) without obtaining Medical Certificate and fitness Certificates and prepared pay bill:-

Charge-I: That Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District, submitted the file for sanction of leave to Smt K Kusuma Kumari, EO(PR&RD) without obtaining medical certificate and fitness certificate and prepared pay bill. Thus he has violated leave Rules,1933.

(Contd.2)

That Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District has made certain irregularities during his tenure in violation of AP Civil Services (Conduct) Rules, 1964.

2. The Charged Officer has submitted his WSD in the reference 3rd read above. After examining the same, the Govt. have appointed Sri M.Sudhakar, Deputy Commissioner, O/o CPR & RD as Inquiry Officer and Sri B.V.Sai Kumar, Deputy CEO, Prakasam as Presenting officer vide reference 4th read above, to enquire into the charges framed against Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District and four (4) others .

3. In the reference 5th read above, the Inquiry Officer has submitted his inquiry report in respect of Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District (now retired) along with four (4) others to the Government and stated that the Charge partially held proved against the Charged Officer. Government after examining the said inquiry report, have communicated a copy of inquiry report to the Charged Officer and directed to submit his representation on the inquiry report vide reference 6th read above. The Charged Officer has submitted his explanation denying the charges, on the findings of the inquiry report, in which he has reiterated his earlier contention as submitted by the Inquiring Authority.

4. In the reference 7th read above, the Government have requested the Commissioner, Panchayat Raj & Rural Development to furnish Specific remarks on the inquiry report submitted by the Enquiry Officer. In the reference 8th read above, the Commissioner, Panchayat Raj & Rural Development has furnished his remarks on the inquiry Report.

5. After careful examination of the matter and explanation submitted by the Charged Officer, Keeping in view of the findings of Inquiring Authority and Specific remarks submitted by the CPR, the Government, provisionally decided to impose penalty of Withholding of 2% pension for one year under Rule 9 of AP Revised Pension Rules, 1980 against Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District (now retired) and issued show cause notice to the C.O., for his representation on the above proposed penalty vide reference 9th read above. The Commissioner, Panchayat Raj & Rural Development has submitted the representation of the CO, in which the CO did not submit any new Grounds than those what he has submitted earlier vide reference 10th read above. Therefore, it is decided to confirm the provisional decision of imposing a penalty of withholding of 2% pension for a period of one year.

6. Accordingly, the Government after careful examination of the matter, hereby order to impose the penalty of withholding of 2% pension for a period of one year under Rule 9 of AP Revised Pension Rules, 1980 against Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District (now retired).

(Contd.3)

7. The Director, Panchayat Raj and Rural Development, Tadepalli Guntur District shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri A.Daniel, the then Sr.Assistant, O/o MPDO, Tripuranthakam (M), Prakasam District (now retired) **through** the Director, PR&RD, AP., Tadepalli, Guntur District
The Director, Panchayat Raj and Rural Development, A.P., Tadepalli, Guntur District. (in duplicate with a request to serve to the C.O. obtain and furnish the dated acknowledgement of the orders)
Copy to
The District Panchayat Officer, Prakasam (with a request to serve to the C.O, obtain ack and furnish)
The General Administration (V&E) Department [w.r.t. VR No. 45 (C.No.4276/V&E/D2/82012)]
The Secretary to AP Vigilance Commission, Velagapudi.
The P.S to Deputy Chief Minister(PR &RD)
P.S to the Prl.Secretary to Government (PR & RD)
SF/SCs.

//FORWARDED:: BY ORDER//

SECTION OFFICER